

**Notice of Allowability**

Application No.

10/758,183

Applicant(s)

MIFUNE, HIROYUKI

Examiner

Richard L. Schilling

Art Unit

1752

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to amendment and terminal disclaimer( approved and recorded) filed 3-22-05.
2. ☒ The allowed claim(s) is/are 1,3,9-11 and 13-32.
3. ☐ The drawings filed on \_\_\_\_\_ are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some\* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☐ CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date \_\_\_\_\_
7. ☐ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☒ Other CIP oath accepted.

RICHARD L. SCHILLING  
PRIMARY EXAMINER  
GROUP 1100 1752

Cip oath 3-22-05  
Scanned

# Declaration and Power of Attorney for Patent Application

## 特許出願宣言書および委任状



### Japanese Language Declaration

私は下記発明者として以下の通り宣言します：

As a below named inventor, I hereby declare that:

私の住所、郵送先、および国籍は私の氏名の後に記載された通りです。

My residence, mailing address and citizenship are as stated next to my name.

下記名称の発明に関し請求範囲に記載され特許出願がされている発明内容につき、私が最初、最先かつ唯一の発明者（下記氏名が一つの場合）であるか、あるいは最初、最先かつ共同発明者（下記氏名が複数の場合）であると信じます。

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

PHOTOSENSITIVE SILVER HALIDE  
PHOTOGRAPHIC EMULSION, AND  
HEAT-DEVELOPABLE PHOTOSENSITIVE  
MATERIAL

下記項目に x 印が付いている場合を除き、上記発明の明細書は本書に添付されます。

the specification of which is attached hereto unless the following box is checked:

☐ 上記発明は米国出願番号あるいは PCT 国際出願番号 \_\_\_\_\_ (確認番号 \_\_\_\_\_) として \_\_\_\_\_ 年 \_\_\_\_\_ 月 \_\_\_\_\_ 日に提出され、  
\_\_\_\_\_ 年 \_\_\_\_\_ 月 \_\_\_\_\_ 日に補正されました（該当する場合）。

☐ was filed on \_\_\_\_\_  
as United States Application Number or PCT  
International Application Number  
\_\_\_\_\_ (Conf. No. \_\_\_\_\_)  
and was amended on \_\_\_\_\_  
\_\_\_\_\_ (if applicable).

私は特許請求範囲を含み上述の補正で補正された前記明細書の内容を検討し、理解していることをここに表明します。

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

私は連邦規則法典第 37 編 1 条 56 項に定義される特許性に肝要な情報について開示義務があることを認めます。

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

## Japanese Language Declaration

私は米国法典第 35 編 119 条(a)-(d)あるいは 365 条(b)に基づき特許あるいは発明者証書の下記外国出願、または 365 条(a)に基づき米国以外の少なくとも 1 ヶ国を指定した下記 PCT 外国出願についての外国優先権をここに主張するとともに、下記項目に x 印を付けることにより優先権を主張する出願以前の出願日を有する特許あるいは発明者証書の外国出願あるいは PCT 外国出願を示します。

Prior foreign application(s)  
外国での先行出願

2003-11904	Japan
(Number)	(Country)
(番号)	(国名)
2003-23311	Japan
(Number)	(Country)
(番号)	(国名)
2001-339636	Japan
(Number)	(Country)
(番号)	(国名)
2001-342983	Japan
(Number)	(Country)
(番号)	(国名)

私は米国法典第 35 編 119 条(e)に基づき下記の米国仮特許の利益をここに主張します。

(Application No.)	(Filing Date)
(出願番号)	(出願日)

(Application No.)	(Filing Date)
(出願番号)	(出願日)

私は米国法典第 35 編 120 条に基づき下記米国特許出願、あるいは 365 条(c)に基づき米国を指定する下記 PCT 国際特許出願の利益をここに主張し、本特許出願内特許請求範囲の各項目の内容が米国法典第 35 編 112 条の最初の項に規定される方法により先行米国あるいは PCT 国際特許出願で開示されていない限りにおいて連邦規則法典第 37 編 1 条 56 項に定義される特許性に肝要で、先行特許出願の出願日から本特許出願の国内あるいは PCT の出願日までの間に入手された情報について開示義務があることを認めます。

10/285,644	Nov. 1, 2002
(Application No.)	(Filing Date)
(出願番号)	(出願日)

(Application No.)	(Filing Date)
(出願番号)	(出願日)

私は本宣言書内で私自身の知識に基づいてなされたすべての陳述が真実であり、情報および信ずるところに基づいてなされたすべての陳述が真実であると信じられていることをここに宣言し、さらに故意になされた虚偽の陳述等々は米国法典第 18 編 1001 条に基づき罰金あるいは拘禁または両方による処罰にあたり、またかような故意による虚偽の陳述はそれに基づく特許出願あるいは成立特許の有効性を危くする可能性があることを認識した上でこれらの陳述をなしたことを宣言します。

I hereby claim foreign priority under Title 35, United States Code, § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below, and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

Priority Claimed  
優先権の主張

Yes	No
有り	無し

21 / January / 2003	x	<input type="checkbox"/>
(Day/Month/Year Filed)		
(出願年月日)		
31 / January / 2003	x	<input type="checkbox"/>
(Day/Month/Year Filed)		
(出願年月日)		
5 / November / 2001	x	<input type="checkbox"/>
(Day/Month/Year Filed)		
(出願年月日)		
8 / November / 2001	x	<input type="checkbox"/>
(Day/Month/Year Filed)		
(出願年月日)		

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

pending
(Status: patented, pending, abandoned)
(状態: 特許成立済、係属中、放棄済)

(Status: patented, pending, abandoned)
(状態: 特許成立済、係属中、放棄済)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

## Japanese Language Declaration

委任状：私は、記名された発明者として、以下のカスタマ  
ー番号にて登録される者を業務従業者に任命する。

POWER OF ATTORNEY: As a named inventor, I hereby appoint  
Practitioners associated with the Customer Number:

**24356**

上記の業務従業者は、弁護士及び／または弁理士として、  
本出願を審査する手続きを行い、且つ米国特許商標庁との  
全ての業務を遂行するための者である。

as my/our attorney(s) and/or agent(s) to prosecute this application  
and transact all business in the Patent and Trademark Office  
connected therewith

書類送付先は、以下のカスタマ番号に登録された住所を参  
照して下さい。

Please recognize the correspondence address associated with the  
Customer Number:

**37398**

直通電話連絡先：（氏名及び電話番号）

Direct Telephone Calls to: (name and telephone number)

Sheldon J. Moss  
Margaret A. Burke  
703-416-0376

唯一あるいは第一の発明者名	Full name of sole or first inventor Hiroyuki Mifune		
発明者の署名	日付	Inventor's signature <i>Hiroyuki Mifune</i>	Date March 1, 2005
住所	Residence Kanagawa, Japan		
国籍	Citizenship Japanese		
郵送先	Mailing Address c/o FUJI PHOTO FILM CO., LTD. No. 210 Nakanuma, Minami-Ashigara-shi, Kanagawa, Japan		
第二の共同発明者（該当する場合）	Full name of second joint inventor, if any		
第二発明者の署名	日付	Second inventor's signature	Date
住所	Residence		
国籍	Citizenship		
郵送先	Mailing Address		

# Supplemental Priority Data Sheet

## 優先権に関する追補データシート

Additional prior foreign applications:

追加的先行外国特許出願：

Number 番号	Country 国名	Day/Month/Year Filed 出願年月日	Priority Claimed 優先権の主張	
			Yes 有り	No 無し
2001-344727	Japan	9 / November / 2001	X	<input type="checkbox"/>
2001-364512	Japan	29 / November / 2001	X	<input type="checkbox"/>
2002-96660	Japan	29 / March / 2002	X	<input type="checkbox"/>
2002-97920	Japan	29 / March / 2002	X	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>

Additional provisional applications:

追加的仮出願：

Application Number 出願番号	Filing Date 出願日

Additional U.S. applications:

追加的米国出願：

Application Number 出願番号	Filing Date 出願日	Status: patented, pending, abandoned 状態：特許成立済、係属中、放棄済